

HABEAS REFORM

Committee on the Judiciary: Committee concluded a hearing to examine S. 1088, to establish streamlined procedures for collateral review of mixed petitions, amendments, and defaulted claims, after receiving testimony from Judge Howard D. McKibben, U.S. District Court for the District of Nevada, and Chairman of the Judicial Conference Committee on Federal-State Jurisdiction; Ronald Eisenberg, Philadelphia District Attorney's Office, Philadelphia, Pennsylvania; and Seth P. Waxman, Wilmer, Cutler, Pickering, Hale, and Dorr, Washington, D.C., former Solicitor General of the United States.

NEW FEDERAL JUDGESHIPS

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded a hearing to examine issues relative to creating new Federal judgeships, focusing on recommendations of the Judicial Conference Committee on Judicial Resources, after receiving testimony from W. Royal Furgeson, Jr., District Judge for the Western District of Texas, and Chairman of the Judicial Conference Committee on Judicial Resources; William H. Steele, U.S. District Judge for the Southern District of Alabama; Robyn J. Spalter, Federal Bar Association, Miami, Florida; and Marc Galanter, University of Wisconsin, Madison.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 19 public bills, H.R. 4337–4335, 6 resolutions, H.J. Res. 72; H. Con. Res. 300–302 and H. Res. 556–557 were introduced. **Pages H10501–02**

Additional Cosponsors: **Pages H10502–03**

Reports Filed: Reports were filed today as follows:

H.R. 125, to authorize the Secretary of the Interior to construct facilities to provide water for irrigation, municipal, domestic, military, and other uses from the Santa Margarita River, California, and for other purposes, with an amendment (H. Rept. 109–297, Pt. 1);

H.R. 3351, to make technical corrections to laws relating to Native Americans, with an amendment (H. Rept. 109–298, Pt. 1);

H.R. 3889, to further regulate and punish illicit conduct relating to methamphetamine, with amendments (H. Rept. 109–299, Pt. 1); and

H. Res. 558, providing for consideration of the joint resolution (H.J. Res. 72) making further continuing appropriations for the fiscal year 2006 (H. Rept. 109–301);

H. Res. 559, waiving points of order against the conference report to accompany the bill (H.R. 3010) making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for the fiscal year ending September 30, 2006, and for other purposes (H. Rept. 109–302);

H. Res. 560, providing for consideration of the bill (H.R. 4241) to provide for reconciliation pursuant to section 201(a) of the concurrent resolution on the budget for fiscal year 2006 (H. Rept. 109–303); and

Conference report on H.R. 3010, making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for the fiscal year ending September 30, 2006, (H. Rept. 109–300). **Page H10501**

Speaker: Read a letter from the Speaker wherein he appointed Representative Aderholt to act as Speaker Pro Tempore for today. **Page H10229**

Discharge Petition: Representative Edwards moved to discharge the Committee on Rules from the consideration of H. Res. 271, providing for the consideration of H.R. 808, to amend title 10, United States Code, to repeal the offset from surviving spouse annuities under the military Survivor Benefit Plan for amounts paid by the Secretary of Veterans Affairs as dependency and indemnity compensation (Discharge Petition No. 3).

Suspensions: The House agreed to suspend the rules and pass the following measures:

Hurricane Regulatory Relief Act of 2005: H.R. 3975, amended, to ease the provision of services to individuals affected by Hurricanes Katrina and Rita; **Pages H10235–42**

To render nationals of Denmark eligible to enter the United States as nonimmigrant traders and investors: H.R. 3647, amended, to render nationals of Denmark eligible to enter the United States as nonimmigrant traders and investors; **Page H10243**

To amend title 17, United States Code, to make technical corrections relating to copyright royalty judges: H.R. 1036, amended, to amend title 17, United States Code, to make technical corrections relating to copyright royalty judges; **Pages H10243–46**

Agreed to amend the title so as to read “A bill to amend title 17, United States Code, to make

technical corrections relating to Copyright Royalty Judges, and for other purposes.”. **Page H10246**

To make technical corrections to the United States Code: H.R. 866, to make technical corrections to the United States Code; **Pages H10246–47**

To complete the codification of title 46, United States Code, “Shipping”, as positive law: H.R. 1442, amended, to complete the codification of title 46, United States Code, “Shipping”, as positive law; **Pages H10247–H10312**

Expressing the sense of the House of Representatives that the United States Court of Appeals for the Ninth Circuit deplorably infringed on parental rights in Fields v. Palmdale School District: H. Res. 547, Expressing the sense of the House of Representatives that the United States Court of Appeals for the Ninth Circuit deplorably infringed on parental rights in Fields v. Palmdale School District, by a yea-and-nay vote of 320 yeas to 91 nays with 12 voting “present”, Roll No. 591; **Pages H10312–17, S10342–43**

Native American Technical Corrections Act of 2005: H.R. 3351, amended, to make technical corrections to laws relating to Native Americans; **Pages H10317–19**

To authorize the Government of Ukraine to establish a memorial on Federal land in the District of Columbia to honor the victims of the manmade famine that occurred in Ukraine in 1932–1933: H.R. 562, amended, to authorize the Government of Ukraine to establish a memorial on Federal land in the District of Columbia to honor the victims of the manmade famine that occurred in Ukraine in 1932–1933; **Pages H10319–21**

To provide for the preservation of the historic confinement sites where Japanese Americans were detained during World War II: H.R. 1492, amended, to provide for the preservation of the historic confinement sites where Japanese Americans were detained during World War II; **Pages H10321–26**

Expressing the sense of the Congress that the Russian Federation must protect intellectual property rights: H. Con. Res. 230, to express the sense of the Congress that the Russian Federation must protect intellectual property rights, by a yea-and-nay vote of 421 yeas to 2 nays, Roll No. 593; **Pages H10326–29, H10356–57**

To authorize the Secretary of the Navy to enter into a contract for the nuclear refueling and complex overhaul of the U.S.S. Carl Vinson (CVN-70): H.R. 4326, to authorize the Secretary of the Navy to enter into a contract for the nuclear refueling and complex overhaul of the U.S.S. Carl Vinson (CVN-70); **Pages H10330–32**

Expressing the sense of the Congress regarding oversight of the Internet Corporation for Assigned Names and Numbers: H. Con. Res. 268, to express the sense of the Congress regarding oversight of the Internet Corporation for Assigned Names and Num-

bers, by a yea-and-nay vote of 423 yeas with none voting “nay”, Roll No. 594; and **Pages H10332–36, H10357**

National Flood Insurance Program Further Enhanced Borrowing Authority Act of 2005: H.R. 4133, to temporarily increase the borrowing authority of the Federal Emergency Management Agency for carrying out the national flood insurance program. **Pages H10336–39**

Suspension: The House agreed to suspend the rules and pass the following measure which was debated on Tuesday, November 15th:

Child Medication Safety Act of 2005: H.R. 1790, amended, to protect children and their parents from being coerced into administering a controlled substance or a psychotropic drug in order to attend school, by a yea-and-nay vote of 407 yeas to 12 nays with 1 voting “present”, Roll No. 590. **Page H10342**

Agreed to amend the title so as to read: “A bill to protect children and their parents from being coerced into administering a controlled substance in order to attend school, and for other purposes.”. **Page H10342**

Suspensions—Proceedings Postponed: The House completed debate on the following measures under suspension of the rules. Further consideration will continue at a later date:

Recognizing the 60th anniversary of the disappearance of the 5 naval Avenger torpedo bombers of Flight 19 and the naval Mariner rescue aircraft sent to search for Flight 19: H. Res. 500, amended, to Recognize the 60th anniversary of the disappearance of the 5 naval Avenger torpedo bombers of Flight 19 and the naval Mariner rescue aircraft sent to search for Flight 19; and **Pages H10329–30**

Condemning in the strongest terms the terrorist attacks that occurred on November 9, 2005, in Amman, Jordan: H. Res. 546, amended, to condemn in the strongest terms the terrorist attacks that occurred on November 9, 2005, in Amman, Jordan. **Pages H10343–45**

United States Boxing Commission Act: The House failed to pass H.R. 1065, to establish the United States Boxing Commission to protect the general welfare of boxers and to ensure fairness in the sport of professional boxing, by a yea-and-nay vote of 190 yeas to 233 nays, Roll No. 592. **Pages H10345–56**

Pursuant to the rule, in lieu of the amendments reported by the Committees on Energy and Commerce and the Judiciary now printed in the bill, the amendment in the nature of a substitute printed in part A of H. Rept. 109–295 shall be considered as an original bill for the purpose of amendment and shall be considered as read. **Page H10350**

Agreed to:

Stearns managers amendment (No. 1 printed in H. Rept. 109–295) which clarifies that fees authorized to be collected shall be available to fund the operations of the Commission and the administration of the Act. The amendment also clarifies that offsetting collections are available to the Commission subject to appropriation; **Page H10353**

Schakowsky amendment (No. 2 printed in H. Rept. 109–295) that adds additional protections for professional boxers by also requiring the Boxing Commission to: (1) require a copy of any contract for a boxing match; (2) establish minimum standards for the availability of medical services at professional boxing matches; (3) encourage a life, accident, and health insurance fund for professional boxers and other members of the professional boxing community; (4) conduct discussions and enter into agreements with foreign boxing entities on methods of applying minimum health standards to foreign boxing events and foreign boxers, trainers, cut men, referees, ringside physicians, and other professional boxing personnel; **Pages H10353–54**

Schakowsky amendment (No. 4 printed in H. Rept. 109–295) that requires the Boxing Commission to establish guidelines for rating boxers; these guidelines must be followed by organizations that sanction boxing events; and **Pages H10354–55**

Sodrel amendment, as modified (No. 5 printed in H. Rept. 109–295) that strikes section 14 in its entirety. As modified, amendment inserts provisions for receipts credited as offsetting collections in lieu of provisions relating to authorization of appropriations. **Page H10355**

H. Res. 553, the rule providing for consideration of the bill was agreed to by a yea-and-nay vote of 366 yeas to 56 nays, Roll No. 589, after agreeing to order the previous question by voice vote. **Pages H10339–42**

Veterans' Compensation Cost-of-Living Adjustment Act of 2005: The House agreed by unanimous consent to S. 1234, to increase, effective as of December 1, 2005, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans—clearing the measure for the President. **Pages H10357–60**

Amending the Internal Revenue Code of 1986 to provide for Gulf tax credit bonds and advance refundings of certain tax-exempt bonds, and to provide a Federal guarantee of certain State bonds: The House agreed by unanimous consent to H.R. 4337, to amend the Internal Revenue Code of 1986 to provide for Gulf tax credit bonds and advance refundings of certain tax-exempt bonds, and to provide a Federal guarantee of certain State bonds. **Pages H10363–65**

Presidential Message: Read a message from the President wherein he transmitted legislation and supporting documents to implement the United

Staes-Bahrain Free Trade Agreement—referred to the Committee on Ways and Means and ordered printed (House Doc. 109–71). **Page H10496**

Senate Message: Messages received from the Senate today appear on pages H10299, H10356, H10383.

Senate Referrals: S. Con. Res. 62 was referred to the Committee on House Administration. **Pages H10499–H10500**

Quorum Calls—Votes: Six yea-and-nay votes developed during the proceedings today and appear on pages H10341–42, H10342, H10342–43, H10355–56, H10356–57 and H10357. There were no quorum calls.

Recess: The House recessed at 9:51 p.m. and reconvened at 7:59 a.m. on Thursday, November 17th.

Adjournment: The House met at 10 a.m. and adjourned at 8 a.m. on Thursday, November 17th.

Committee Meetings

AVIAN INFLUENZA ISSUES

Committee on Agriculture: Held a hearing to review issues related to the prevention, detection, and eradication of avian influenza. Testimony was heard from W. Ron DeHaven, Administrator, Animal and Plant Health Inspection Service, USDA.

U.S. IMMIGRATION POLICY—IMPACT ON AMERICAN ECONOMY

Committee on Education and the Workforce: Held a hearing on U.S. Immigration Policy and Its Impact on the American Economy. Testimony was heard from Douglas Holtz-Eakin, Director, CBO; and public witnesses.

COPYRIGHT USE

Committee on Energy and Commerce: Subcommittee on Commerce, Trade, and Consumer Protection held a hearing entitled "Fair Use: Its Effects on Consumers and Industry." Testimony was heard from public witnesses.

SUPERFUND LAWS AND ANIMAL AGRICULTURE

Committee on Energy and Commerce: Subcommittee on Environment and Hazardous Materials held a hearing entitled "Superfund Laws and Animal Agriculture." Testimony was heard from Barry Breen, Deputy Assistant Administrator, Office of Solid Waste and Emergency Response, EPA; Kelly Hunter Burch, Chief of Environmental Protection Unit and Assistant Attorney General, Office of the Attorney General, State of Oklahoma; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Financial Services: Ordered reported, as amended, the following bills: H.R. 3422, Small Public Housing Authority Act; H.R. 2695, Safe Housing Identity Exception for the Lives of Domestic Violence Victims Act; H.R. 4320, National